TABLE OF CONTENTS

	Page
Opinion of Fourth District Court of Appeal affirming Judgment and Conviction	**2**
Order denying Petitioner's Motions for Rehearing	**4**
Fourteenth Amendment to the United States Constitution	**5**

[RECEIVED MAY 7, 1981]
IN THE DISTRICT COURT OF APPEAL
OF THE STATE OF FLORIDA
FOURTH DISTRICT
JANUARY TERM 1981

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING PETITION AND,
IF FILED, DISPOSED OF.

CASE NOS. 80-559 and 80-560

JAMES KANSINGER JONES and
KENNETH GERALD CHEATHAM,
Appellants,

v.

STATE OF FLORIDA,
Appellee.

Decision filed May 6, 1981

Consolidated appeals from the Circuit Court for St. Lucie County; Royce R. Lewis, Judge.

Milton E. Grusmark, Law Offices of Milton E. Grusmark, P. A., Miami, for appellant, Cheatham; and Lee E. Muschott of Brennan and Muschott, Fort Pierce, for appellant, Jones.

Jim Smith, Attorney General, Tallahassee, and Paul H. Zacks, Assistant Attorney General, West Palm Beach, for appellee.

PER CURIAM.

AFFIRMED.

BERANEK and HERSEY, JJ., and WARREN, LAMAR, ASSOCIATE JUDGE, concur.

IN THE DISTRICT COURT OF APPEAL
OF THE STATE OF FLORIDA
FOURTH DISTRICT

CASE NO. 80-559
80-560

JAMES KANSINGER JONES and
KENNETH GERALD CHEATHAM,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

January 12, 1982

BY ORDER OF THE COURT:

ORDERED that the Appellants' May 21, 1981 Motions for Rehearing are denied.

I hereby certify the foregoing is a true copy of the original court order.

/s/Clyde L. Heath
CLYDE L. HEATH,
CLERK

cc: Milton E. Grusmark, Esq.
Brennan & Muschott
Attorney General

AMENDMENT XIV

§1. Citizenship rights not to be abridged by states.

Section 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.